



50/08 1600 Receipt  
PATENT  
18805-81106 #10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James J. Hickman, Douglas A. Kirkpatrick and David A. Stenger  
Serial No. 09/880,138  
Filed: June 12, 2001  
For: BIOSENSOR FOR USE IN TOXICITY ASSESSMENT AND PHARMACOLOGICAL SCREENING  
Examiner: Unassigned  
Unit: 1636

**THIRD REQUEST FOR CORRECTION OF FILING RECEIPT  
FOR PTO MISTAKE (37 C.F.R. . § 1.322 (a))**

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D. C. 20231

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS	
WASHINGTON, D. C. 20231, ON	December 27, 2002
BY <u>Christina Tong</u>	DATE
(DATE OF SIGNATURE)	December 27, 2002

Dear Sir or Madam:

Applicants' request correction of Filing Receipt mailed December 9, 2002, concerning the above-referenced application to indicate the correct number of total claims and the correct number of independent claims from:

Total Claims: 28      &      Independent Claims: 6

to:

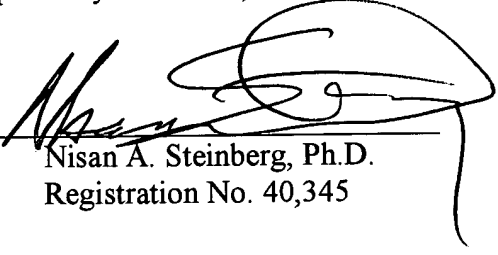
Total Claims: 24      &      Independent Claims: 3

Enclosed as Exhibit 1 is a marked-up version of the filing receipt to show changes. Additional support for this Request is found in a re-submitted copy of the Second Request for Correction of Filing Receipt (Exhibit 2), filed May 6, 2002, which contains Exhibits A and B, and further substantiates applicants' Requests.

Applicants' believe that there is no fee involved in the Request, however, the Commissioner is hereby authorized to credit overpayments or charge any fees required under 37 C.F.R. 1.16 or C.F.R. 1.17 to Deposit Account No. 50-1597.

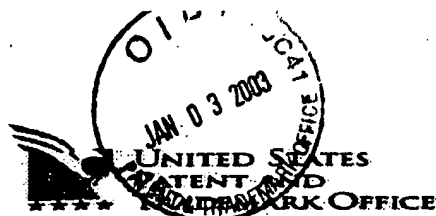
Respectfully submitted,

By:



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Commissioner for Patents  
Washington, DC 20231  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
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Please Change to: 24 3

CONFIRMATION NO. 5733

Nisan A. Steinberg, Esq.  
SIDLEY AUSTIN BROWN & WOOD  
555 West Fifth Street  
Los Angeles, CA 90013

## UPDATED FILING RECEIPT



\*OC000000009213598\*

Date Mailed: 12/09/2002

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

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Douglas A. Kirkpatrick, Great Falls, VA;  
David A. Stenger, Springfield, VA;

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## Domestic Priority data as claimed by applicant

This application is a CON of 09/513,720 02/24/2000 ABN  
which is a CON of 09/372,568 08/11/1999 ABN  
which is a CON of 09/236,684 01/25/1999 ABN  
which is a CON of 09/109,481 07/02/1998 ABN  
which is a CON of 08/912,033 08/15/1997 ABN  
and claims benefit of 60/023,413 08/16/1996

## Foreign Applications

If Required, Foreign Filing License Granted: 08/09/2001

Projected Publication Date: 03/20/2003

Non-Publication Request: No

Early Publication Request: No

**Title**

Biosensor for use in toxicity assessment and pharmacological screening

**Preliminary Class**

435

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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**NOT GRANTED**

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